

MESSAGE NO: 3195113 MESSAGE DATE: 07/14/1993

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: SCO-Scope PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-504

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 06/10/1993 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: SCOPE RULING ON PETROLEUM WAX CANDLES FROM THE PEOPLE'S REPUBLIC OF CHINA - SAN FRANCISCO CANDLE CO.

MESSAGE NO: 3195113

DATE: 07 14 1993

CATEGORY: ADA

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CASES: A - 570 - 504

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PERIOD COVERED: 06 10 1993 TO

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, IMPORT SPECIALIST DIVISION

RE: SCOPE RULING ON PETROLEUM WAX CANDLES FROM THE PEOPLE'S
REPUBLIC OF CHINA - SAN FRANCISCO CANDLE CO.

1. ON JUNE 10, 1993, IN RESPONSE TO A REQUEST BY SAN FRANCISCO CANDLE COMPANY, THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING THAT CERTAIN MUSHROOM, OVAL AND BALL-SHAPED CANDLES ARE NOT WITHIN THE SCOPE OF THE ORDER, WHILE CERTAIN CANDLES MADE WITH U.S. PETROLEUM WAX ARE WITHIN THE SCOPE OF THE ORDER COVERING PETROLEUM WAX CANDLES FROM THE PEOPLE'S REPUBLIC OF CHINA.

2. THE DEPARTMENT DETERMINED THAT THE MUSHROOM, OVAL AND

BALL-SHAPED CANDLES ARE NOT SHAPES SPECIFICALLY INCLUDED IN THE ORDER, AND THUS ARE EXCLUDED FROM THE SCOPE OF THE ORDER. THEREFORE, SAN FRANCISCO CANDLE COMPANY'S MUSHROOM, OVAL AND BALL-SHAPED CANDLES ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING PETROLEUM WAX CANDLES FROM THE PEOPLE'S REPUBLIC OF CHINA.

3. EFFECTIVE IMMEDIATELY, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES, REGARDLESS OF ENTRY DATE, OF SAN FRANCISCO CANDLE COMPANY'S MUSHROOM, OVAL AND BALL-SHAPED CANDLES LISTED ABOVE. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930, WHICH REQUIRES INTEREST ON OVERPAYMENTS OR UNDERPAYMENTS OF THE AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.
4. REFUND ANY CASH DEPOSITS AND RELEASE ANY BONDS RELATING TO THE MUSHROOM, OVAL AND BALL-SHAPED CANDLES LISTED ABOVE.
5. CONTINUE TO SUSPEND LIQUIDATION ON CANDLES MADE WITH U.S. PETROLEUM WAX THAT HAVE NO EXCLUSIONARY CHARACTERISTICS AND ALL OTHER ENTRIES OF PETROLEUM WAX CANDLES FROM THE PEOPLE'S REPUBLIC OF CHINA.
6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT THE IMPORT SPECIALIST DIVISION, OTHER AGENCY BRANCH, BY E-MAIL ATTRIBUTE HQ OAB. THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT SANDRA YACURA AT (202) 482-4851, OFFICE OF ANTIDUMPING COMPLIANCE, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.
7. THERE ARE NO RESTRICTIONS ON RELEASE OF THIS INFORMATION.

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party